



Settlement

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

X
ART CAPITAL GROUP, LLC and ART
CAPITAL GROUP, INC.,

07 Civ. 3879 (SAS)

Plaintiffs,

- against -

FINE ART CAPITAL, LLC and
EMIGRANT BANK,

Defendants.

X

JOINT STIPULATION OF DISMISSAL

Pursuant to Rule 41(a)(1)(ii) of the Federal Rules of Civil Procedure, Plaintiffs Art Capital Group, LLC and Art Capital Group, Inc. and Defendants Fine Art Capital, LLC and Emigrant Bank, hereby jointly stipulate to the dismissal of all claims and counterclaims made in this action. Subject to the terms of the parties' confidential settlement agreement, such dismissal is with prejudice. Each party shall bear its own costs and fees in this action.

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Dated: 12/10/07

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Dated: Dec. 3, 2007

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12/10/07